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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

IN RE: HIGH-TECH EMPLOYEE  
ANTITRUST LITIGATION

THIS DOCUMENT RELATES TO:  
All Actions

Master Docket No. 11-CV-2509-LHK

**STIPULATION AND [PROPOSED]  
ORDER REGARDING AMENDING  
ANSWERS AND AFFIRMATIVE  
DEFENSES**

This Stipulation and Proposed Order is entered into by and among the parties to the above captioned actions.

**WHEREAS**, on May 21, 2012, Defendants filed answers to the Consolidated Amended Complaint (Dkt Nos. 126, 127, 128, 129, 130, 131 & 132); and

**WHEREAS**, on June 7, 2012, Plaintiffs wrote to Defendants claiming various deficiencies with respect to Defendants' affirmative defenses:

The parties agree as follows and request that the Court enter an Order approving this Stipulation.

1           1.       Defendants in the above-captioned cases shall have 21 days from the date of this  
2       Stipulation to file amended answers and affirmative defenses. Defendants' amended answers and  
3       affirmative defenses shall not include any new affirmative defenses. Without conceding that  
4       Plaintiffs' arguments have merit, Defendants agree to consider Plaintiffs' arguments in an effort  
5       to avoid motions practice.

6           2.       Plaintiffs in the above-captioned cases shall have 21 days from the filing of each  
7       Defendant's amended answer and affirmative defenses to seek relief pursuant to Rule 12(f).

8           3.       Plaintiffs acknowledge that this Stipulation shall not foreclose Defendants from  
9       seeking leave to amend or add affirmative defenses or specific denials after Defendants have filed  
10      their amended answers and affirmative defenses.

11       Dated: June 14, 2012

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**ATTESTATION:** Pursuant to General Order 45, Part X-B, the filer attests that concurrence in the filing of this document has been obtained from all signatories.

**SO ORDERED.**

Dated: June 15, 2012

By:                     Lucy H. Koh                      
Honorable Lucy H. Koh  
United States District Judge